IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 34247 of 2007(B)

PETITIONER:

K.P.RAMAN,
S/O.PARAMESWARAN NAMBOODIRI,
54 YEARS, AUDIT SUPERVISOR/SENIOR SUPERINTENDENT,
PERFORMANCE AUDIT UNIT V, PATTAMBI,
O/O.THE ASST. DIRECTOR OF PANCHAYATHS,
PALAKKAD DISTRICT.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:
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1. **THE STATE OF KERALA,**
   REPRESENTED BY THE SECRETARY TO GOVT.,
   LOCAL SELF GOVT. DEPARTMENT,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. **THE DIRECTOR OF PANCHAYATHS,**
   THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI,J.

W.P (C) No. 34247 of 2007

Dated this the 26th November, 2007

J U D G M E N T

The petitioner who is working as an Audit Supervisor aspires for promotion to the post of Assistant Director. There is no select list for the said post currently in force. The petitioner is due to retire on 31.12.2007. Petitioner refers to Exhibit-P3 Circular which provides that the Government may in appropriate cases direct provisional promotion to be granted taking note of the impending retirement of an incumbent. Petitioner's claim in this regard is contained in Exhibits -P5 and P6. Petitioner also refers to Exhibit-P7 judgment where a direction was issued to consider the claim of an incumbent taking note of his impending retirement in the absence of select list.

After having heard the learned Government Pleader also, this writ petition is disposed of directing the 1st respondent to consider the petitioner's claim for provisional promotion taking note of the fact that he is due to retire on 31.12.2007, keeping in mind Exhibit-P3 Circular, Exhibit-P4 Order and Exhibit-P7 judgment of this Court, as early as possible, at any rate, within 20.12.2007.

(V.GIRI, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007